

had been served as required; and they having failed to bring in the several sums of money therein mentioned, or to shew cause to the contrary, the proceedings were read and considered.

Whereupon it is *Decreed*, that *Robert Garner*, the trustee appointed by the original decree, proceed to make sale of the house and lot in the village of Tracy's Landing, heretofore sold by him to *Robert H. McPherson*, for the payment of the purchase money due thereon; and that the said sale be at the risk of the said *Robert H. McPherson*. And it is further *Decreed*, that the said trustee proceed to make sale of the parcel of land heretofore sold by him to *William H. Hall, junior*, for the payment of the balance of the purchase money due thereon; and that the said sale be at the risk of the said *William H. Hall, junior*. And it is further *Decreed*, that the sales made under this order be for cash, payable on the day of sale, or on the ratification thereof. In all other respects the said trustee is directed to conform to the original decree, according to which he hath given bond for the faithful performance of the trust reposed in him by that or any future decree or order in the premises.

Ann Tongue now moved on her petition, filed on the 18th of October, 1826, that the commissions of the trustee *Garner* should be adjusted and awarded to her as therein set forth and agreed.

13th April, 1829.—BLAND, Chancellor.—*Ordered*, that *Ann Tongue* be allowed the sum of \$319 83, out of the proceeds of the sales of the real estate of her deceased husband *Thomas Tongue*, the same being the amount of commissions allowed to the trustee on the proceeds of the said sales. (b) And the trustee *Robert Garner* is hereby allowed the sum of \$105 for expenses attending the sale and survey of the said estate.

The trustee *Garner*, on the 23d of April, 1829, reported, that in pursuance of the decree of the 8th of November, he had made sale of that part of the real estate of which *Robert H. McPherson* had been the purchaser to *James Tongue*, for \$401. And that *William H. Hall, junior*, who had been the other purchaser of the other part, had paid into court the whole amount of the purchase money due from him. Upon which it was *Ordered*, that this sale be ratified unless cause shewn to the contrary before the 23d day of June then next.